

TOWN OF FOREST HEIGHTS

TOWN MEETING

Wednesday, May 18, 2022
8:00 pm
Municipal Building

Agenda

- I. Call to Order
- II. Roll Call
- III. Moment of Silence
- IV. Pledge of Allegiance to the Flag of the United States of America
- V. Approval of Agenda
 - a. Minutes from April 20, 2022,
 - b. Minutes from May 2, 2022
- VI. Public Period (limit 2 minutes)
- VII. Reports
- VIII. Legislation
 - a. Resolution 28-22 A resolution of the Mayor and Council of the Town of Forest Heights, Maryland to affirm the Forest Heights police department's participation in the 30x30 Initiative to advance women in policing through recruitment, retention, and representation in all ranks.
 - b. Resolution 29-22 A resolution to approve a Pre-Annexation agreement between the Town of Forest Heights and Harbor View Development, LLC for a nearby tract of land to be developed along with land already located within the Town's corporate limits.
- IX. New Business
- X. Adjournment

Zoom:
Dial-In: 301-715-8592
Meeting ID: 563484463

Town of Forest Heights
Town Meeting 8:00 PM
Minutes Wednesday, April 20, 2022

Minutes Call to Order: 8:00 PM

Roll Call: CPW Hines; CW Noble, CM Lilly, CM Barnes, CM Kennedy 11 and Mayor Washington, not present CM Atkinson; quorum established.

Moment of Silence:

Pledge of Allegiance:

Approval of Agenda: Motion by Mayor Washington to approve the agenda; seconded by CM Kennedy; all in favor; motion passed.

Public Period: Ms. Brownson, mention there's a large political sign on 210 that she feels that's distracting the drivers and would like to know if someone could have it removed.

Mr. Stone stated if you are not vested, you should not be entitled to get early payment. A substantial sum of money has been spent. For more than three years, the Town has spoken about speed bumps, but nothing has been done.

Chief Swann explains how a bill to rename Maryland Route 210 Indian Head Highway to Piscataway Highway is being introduced. The Piscataway was the biggest and most powerful tribal nation between the Chesapeake Bay and the Potomac River, and they would like to thank the Mayor and Town Council for their support on this law.

Staff Reports: Can be picked up from the Clerk's office or viewed on the Town website.

Legislation:

Resolution 17-22 A Resolution approving a Purchase and Service Agreement with diligent to acquire BoardsDocs@ Software regarding electronic meeting agendas and record retention to be administered by the Forest Heights Clerks Office; motive by Mayor Washington to waive the full reading; seconded by CM Kennedy, II; all in favor; motion by Mayor Washington to adopt Resolution 17-22; seconded by CM Kennedy, II; discussion.

CM Lilly ask if the Council will be provided training on the Software also.

John O'Connor state that everyone will be provided with the training. Vote: 6 Yea; 0 Nay; motion passed

Resolution 18-22 A Resolution to approve a sub-recipient agreement between the Town and the Greater Oxon Hill Community Development Corporation for use of American Rescue Plan Act Funds. motive by Mayor Washington to waive the full reading; seconded by CM Lilly; all in favor; motion by Mayor Washington to adopt Resolution 18-22; seconded by CM Kennedy, II; discussion; None, Vote 6 Yea; 0 Nay; motion passed

Resolution 19-22 A Resolution to authorize the acceptance of a grant from the Local Government Insurance Trust for Body Cameras for the Town of Forest Heights Police Department. motive by Mayor Washington to waive the full reading; seconded by CM Kennedy, II; all in favor; motion by Mayor Washington to adopt Resolution 19-22; seconded by CM Barnes; discussion; None; None, Vote 6 Yea; 0 Nay; motion passed

Resolution 20-22 A Resolution to deadline and/or sell or otherwise dispose of Surplus Police Vehicles. motive by Mayor Washington to waive the full reading; seconded by CM Barnes; all in favor; motion by Mayor Washington to adopt Resolution 20-22; seconded by CM Kennedy, II; discussion; None; None, Vote 6 Yea; 0 Nay; motion passed

Resolution 22-22 A Resolution to set forth and establish the Town's real property Tax Rate for Fiscal Year 2023. motive by Mayor Washington to waive the full reading; seconded by CM Hines; all in favor; motion by Mayor Washington to adopt Resolution 22-22; seconded by CM Hines; discussion.

The Treasurer explained the three classes of real property and related the need for a tax hearing if the Council recommended an increase in Noncommercial (Residential) Real Property. In addition, it was recommended that the Town adopt the same rate for both Rented Residential and Noncommercial (Residential) Real Property for Fiscal Year 2023 to allow for a period to fully reconcile Town records and SDAT records. Vote 6 Yea; 0 Nay; motion passed

Resolution 23-22 A Resolution to establish a renewable Energy Goal for the Municipal Government of the Town of Forest Heights. motive by Mayor Washington to waive the full reading; seconded by CM Lilly; all in favor; motion by Mayor Washington to adopt Resolution 23-22; seconded by CM Barnes; discussion; None; None, Vote 6 Yea; 0 Nay; motion passed

Town of Forest Heights
Town Meeting 8:00 PM
Minutes Wednesday, April 20, 2022

Resolution 25-22 A Resolution to allow advance Salary Payment for the Mayor and Town Councilmembers. Mayor Washington read the full reading; motion by Mayor Washington to adopt Resolution 25-22; seconded by CM Kennedy II; discussion.

CM Barnes was curious whether there would be any documentation proving you had received the advance salary and what the procedure would be if you had to leave.

The Town Administrator, Mr. Robinson, stated that anybody who received the extra salary had documentation outlining the method. Vote 5 Yea; 0 Nay; (1) Abstain; motion passed

Resolution 26-22 A resolution of the Town Council of Forest Heights, Maryland to approve a Memorandum of Understanding with the United States Marshals Service Fugitive Task Force for non-federal Agencies and authorizing the Chief of Police to sign the memorandum of understanding on behalf of the Town; motive by Mayor Washington to waive the full reading; seconded by CM Kennedy, II; all in favor; motion by Mayor Washington to adopt Resolution 26-22; seconded by CM Kennedy, II; discussion. None; Vote 6 Yea; 0 Nay; motion passed

Emergency Ordinance 02-22 An Emergency Ordinance of the Mayor and Council of the Town of Forest Heights, Maryland to Amend the Fiscal year 2022 Budget. motive by Mayor Washington to waive the full reading; seconded by CM Kennedy, II; all in favor; motion by Mayor Washington to adopt Emergency Ordinance 02-22; seconded by CM Kennedy, II; discussion. None; Vote 6 Yea; 0 Nay; motion passed

New Business:

The Mayor mentioned to the police department. The entire staff, I know you don't always get the recognition you deserve for your efforts. And, I just want to say thank you to all the employees of the Town.

CM Kennedy II thanked everyone for coming out and helping with the town's annual cleaning, as well as the sponsors for donating pizza.

CM Lilly thanked Chief Swann and the Piscataway Tribe for their participation. CM Lilly stated that he and Curtis from public works had picked up a mattress that had been left by the side of the street on Arapahoe Drive.

CM Hines also thanked everyone for their help in the annual cleanup.

Motion by Mayor Washington to enter a Closed Session; seconded by CM Kennedy II

For a meeting closed under the statutory authority cited above:

Time of closed session: 8:54 pm

Place: Town Hall, 5508 Arapahoe Drive Forest Heights MD

Purpose(s): To consult with counsel to obtain legal advice

Members who voted to meet in closed session: CM Lilly, CM Barnes, CM Kennedy II, CM Hines, CM Nobel and Mayor Washington

Persons attending closed session: CM Lilly, CM Barnes, CM Kennedy II, CM Hines, CM Nobel and Mayor Washington, Attorney Best, Town Administrator Mr. Robinson, Chief Rease, Capt. Jones, Grants Management Mr. O'Connor, Town Clerk Mrs. Hawkins.

Authority under 3-305 for the closed session: (7) to consult with counsel to obtain legal advice

Topics discussed: To obtain legal advice about an indent that happened in the town between to residents.

Actions taken: The Town Attorney would present a letter for one of the town residents.

Each recorded vote: None

Closed Adjourned: 9:54 pm

Town Meet Adjourned: 10:01pm

**Town of Forest Heights
Work Session- 7:30 PM
Monday, May 2, 2022
Meeting Minutes**

Call to Order: 7:30 PM

Roll Call: CM Barnes, CM Lilly, CM Kennedy II, CM Hines, CM Noble and Mayor Washington present. CM Atkinson was not present; quorum established.

Moment of Silence:

Pledge of Allegiance:

Motion by Mayor Washington, to approve the Agenda; Seconded by CM Kennedy II; all in favor.

Presentation on National View Project (Conceptual Site Plan). The National View project developer (Petra Development) shared the Conceptual Site Plan (CSP) with the Town Council that they recently submitted to the County Planning Department for approval. The site plan depicts where the developer proposes to place buildings on the property, entrances and exits to the site and, the proposed scale and heights of the structures. Petra also answered questions from the councilmembers and staff.

Public Period: Ms. Willow inquiries about the National View Project. Mayor Washington announced that we would not be answering inquiries about the project at this time. She could call the office or leave an email or phone message, and someone would respond.

Mr. Hammett, ask how often enforcement comes around. There tends to be a lot of people that are thrown out of trash items one day and well before trash is picked up, specifically mattresses.

Staff Reports: Can be picked up from the Clerk's office or viewed on the Town website.

Public Work Director

CM Noble requested if he could tell the Cree Drive residents of the status of the work being done, as well as that this is phase 1, and that she had seen some cracking in the concrete. Are they conscious?

Mr. Vaughn responded that Mr. Robinson and himself will provide an update to the Cree Drive resident and that concrete has a two-warranty.

Wards Report

CP Hines, Ward III Reported the Kid's to Play event will take place in Forest Heights Park on Saturday, May 21, from 12 p.m. to 3 p.m. She also suggested that the Council take a parliamentarian's class.

CM Noble, Ward III stated that some of the resident on Cree Drive are concerned that the kids are out now the weather has broken people are walking town mentioned something about monitoring the speed in the town she like know if we can place something election board about the speed limit in the town is 20 miles.

She stated that some of the residents on Cree Drive are concerned that the youngsters are out now that the weather has broken, and people are walking, she added that it was suggested a while ago about regulating the speed in town. She'd want to know if we could put anything on the bulletin board regarding the town's speed limit being 20 miles per hour.

Legislation

Resolution 14-22 A resolution of the Mayor and Council of the Town of Forest Heights, Maryland to hire Jasmynn Payne, as a full-time employee with the Administration Department. motion by CM Washington to waive the full reading; seconded by CPresidnet Hines; motion by CM Washington to adopt Resolution 14-22; seconded by CM Lilly; discussion; None, Vote; (6 Yea; 0 Nay) motion passed.

Resolution 27-22 A resolution of the Mayor and Council of the Town of Forest Heights, Maryland consenting to and approving the appointment and part-time employment of a speed monitoring system program ombudsman. motion by CM Washington to waive the full reading; seconded by CM Lilly; motion by CM Washington to adopt Resolution 27-22; seconded by CPresident Hines; discussion; None, Vote; (6 Yea; 0 Nay) motion passed.

Resolution 28-22 A resolution of the Mayor and Council of the Town of Forest Heights, Maryland to affirm the Forest Heights police department's participation in the 30x30 Initiative to advance women in policing through recruitment, retention, and representation in all ranks. motion by CM Washington to waive the full reading; seconded by CM Barnes; discussion.

Chief Rease, 30x30 is a program that permits women of all ranks to join the Police Department. Women police officers are currently underrepresented, and the town now has one woman officer and is set to employ another, so we are looking forward to adding more female officers to represent the police force.

Resolution 29-22 A resolution to approve a Pre-Annexation agreement between the Town of Forest Heights and Harbor View Development, LLC for a nearby tract of land to be developed along with land already located within the Town's corporate limits. motion by CM Washington to waive the full reading; seconded by CW President Hines; discussion.

CM Lilly stated that in the presentation, Eli stated that the municipal would not be liable for garbage collection, but under section 12 it indicates that municipal service would be accountable. Mayor Washington requested an explanation from Attorney Best. He noted that the Town would not be liable for any public service, such as garbage collection, pothole repair, sidewalk maintenance, snow removal, or any other public service, but that the Police Department would have the right of way to patrol such service. They simply couldn't work with parking meters.

Resolution 30-22 A resolution of the Mayor and Council of the Town of Forest Heights, Maryland to approve the full-time employment and re-appointment of Graciela Celada as a code enforcement officer to serve within the Forest Heights police department. motion by CM Washington to waive the full reading; seconded by CW President Hines; motion by CM Washington to adopt Resolution 30-22; seconded by CM Kennedy II; discussion; None, Vote; (6 Yea; 0 Nay) motion passed.

Resolution 31-22 A resolution of the Mayor and Council of the Town of Forest Heights, Maryland to approve the employment and appointment of Jay McCleave as a Police Officer to serve within the Forest Heights police department and to approve a reimbursement agreement. motion by CM Washington to waive the full reading; seconded by CM Barnes; motion by CM Washington to adopt Resolution 31-22; seconded by CM Lilly; discussion.

CM Kennedy II proposed that anybody hired by the Town be introduced to the Town Council in the future so that they know who the workers are, and the employees are aware of them.

None, Vote; (6 Yea; 0 Nay) motion passed.

New Business:

CM Noble noted that Censor has a student internship program that requires kids to have a 2.0 grade point average and attend Oxon Hill High or Potomac High. She will provide the information and the link to the Town Clerk. You must also be at least 16 years old. Furthermore, water activities are part of the seniors' healthy fitness program at Southern Regional.

CM Lilly There was a resident who reached out about the crosswalk on Livingston Road near the 7-Eleven. I just wanted to say that I did reach out to some people in the county about the project, as the county is trying to reduce and eliminate all serious injuries and deaths on roadways suffered by pedestrians by 2030, I believe. So hopefully we'll be able to coordinate with them on some of those things in and out of town.

C President Hines wishes to thank the CDC for their assistance in the grass cutting program that running well. And thank you very much, Ms. Mann.

The Mayor noted that the town would need to have a special meeting on Monday, May 9th at 8:00 p.m. The Town is hosting a Forest Heights Community Parent Enrichment Academy on May 7th, 14th, 28th, and June 4th from 2-4 PM.

Meeting Adjourned: 8:50 PM

**TOWN OF FOREST HEIGHTS
RESOLUTION 28-22**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF FOREST
HEIGHTS, MARYLAND TO AFFIRM THE FOREST HEIGHTS POLICE
DEPARTMENTS PARTICIPATION IN THE 30X30 INITIATIVE TO ADVANCE
WOMEN IN POLICING THROUGH RECRUITMENT, RETENTION, AND
REPRESENTATION IN ALL RANKS**

Introduced By: Councilmember Paula Noble

WHEREAS, pursuant to Section 33-66 of the Charter of the Town of Forest Heights (the "Charter") the Town shall have the power to employ such officers and employees as it deems necessary to execute the powers and duties provided by the Charter or other state law and to operate the Town government; and

WHEREAS, the Forest Heights Police Department pledges to advance Women in policing by participation in National 30x30. Which aims to bring more women into policing to improve public safety, community outcomes, and trust in law enforcement; and

WHEREAS, as of April 11, 2022, the Forest Heights Police Department has signed onto the 30x30 Pledge – a series of low-and no-cost actions policing agencies can take to improve the representation and experiences of women in law enforcement; and

WHEREAS, the activities help policing agencies assess the current state of a department with regard to gender equity, identify factors that may be driving any disparities and develop and implement strategies and solutions to eliminate barriers and advance women in policing. These actions address recruitment, assessment, hiring, retention, promotion, and agency culture; and

WHEREAS, the Pledge is the foundational effort of the 30x30 Initiative – a coalition of police leaders, researchers, and professional organizations who have joined together to advance the representation and experiences of women in all ranks of policing across the United States. The 30x30 Initiative is affiliated with the Policing Project at NYU School of Law and the National Association of Women Law Enforcement Executives (NAWLEE); and

WHEREAS, the ultimate goal of the 30x30 Initiative is to reach 30 percent of women in police recruit classes by 2030, and to ensure policing agencies are truly representative of the jurisdiction the agency serves. While 30x30 is focused on advancing women in policing, these principles are applicable to all demographic diversity, not just gender; and

WHEREAS, more than 160 agencies – from major metro departments including the New York City Police Department, to mid-sized, rural, university and state policing agencies – have signed the 30x30 Pledge. The Pledge is based on social science research that greater representation of women on police forces leads to better policing outcomes for communities; and

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WHEREAS, currently, women make up only 12 percent of sworn officers and 3 percent of police leadership in the U.S. This underrepresentation of women in policing has significant public safety implications. Research suggests that women officers:

- Use less force and less excessive force
- Are named in fewer complaints and lawsuits
- Are perceived by communities as being more honest and compassionate
- See better outcomes for crime victims, especially in sexual assault cases

NOW THEREFORE BE IT RESOLVED, that the Town Council hereby affirms the Forest Heights Police Departments participation in the 30x30 National Pledge; and

BE IT FURTHER RESOLVED, that said program will be run under the direction of Acting Captain Marcus Jones in the Bureau of Administrative Services; and

AND BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon its passage.

PASSED this _____ day of May 2022.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland

ROLL CALL VOTE

YEA/NAY/ABSTAIN/ABSENT

WASHINGTON

KENNEDY II

NOBLE

BARNES

HINES

LILLY

ATKINSON

ATTEST:

THE MAYOR AND COUNCIL OF THE TOWN
OF FOREST HEIGHTS, MARYLAND

Sherletta Hawkins, Town Clerk

By: _____
Calvin Washington, Mayor

By: _____
Taunya Hines, Council President

**TOWN OF FOREST HEIGHTS
RESOLUTION 28-22**

**TOWN OF FOREST HEIGHTS
RESOLUTION 28-22**

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the ___ day of May 2022 with ___ Aye votes and ____ Nay votes the aforesaid Resolution 28-22 passed.

Sherletta Hawkins, Town Clerk



The Town of Forest Heights POLICE DEPARTMENT

Anthony N. Rease, Chief of Police

April 11, 2022

Maureen Q. McGough
Policing Project at NYU School of Law
40 Washington Square South, Suite 302
New York, NY 10012
maureen.mcgough@nyu.edu

Re: Letter of Intent to participate in the 30x30 Pledge to increase the recruitment, retention, and promotion of women in policing.

Dear Ms. McGough:

The Forest Heights Police Department is writing to confirm our intent to participate in the 30x30 Pledge for law enforcement agencies to improve the representation and experiences of women in policing. Our participation in the pledge will comprise the following activities:

Submitting baseline data and policies outlined in the pledge;
Pursuing all "essential" data collection and actions outlined in the pledge;
Exploring additional pledge elements and pursuing those that are relevant to our department's needs and can reasonably be achieved; and reporting on data and progress bi-annually.

We acknowledge that this pledge is not intended to be an accountability mechanism, but rather is a framework for how our agency can improve the representation and experiences of women officers. We understand that the goal of the pledge is to not only inform agency progress, but also to identify and understand barriers to progress such as resources, capacity, or authority.

In addition to confirming our participation in the pledge, this letter serves as consent to include our agency as a signatory on the 30x30 website. We acknowledge that the Policing Project will seek additional consent before making any agency reports, policies, or data public, and reserve the right to refuse at that time.

I have assigned Captain Marcus A. Jones to be your point of contact for pledge activities. They can be reached at mjones@forestheightsmd.gov and (240) 350-8877.

30x30 Letter of Intent_FHPD

Final Audit Report

2022-04-11

Created:	2022-04-11
By:	Marcus Jones (mjones@forestheightsmd.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAif7LVOqesewsdTVEcvDpPcqCua8WVenG

"30x30 Letter of Intent_FHPD" History



Document created by Marcus Jones (mjones@forestheightsmd.gov)

2022-04-11 - 3:52:04 PM GMT



Document emailed to Anthony Rease (anrease@forestheightsmd.gov) for signature

2022-04-11 - 3:52:29 PM GMT



Email viewed by Anthony Rease (anrease@forestheightsmd.gov)

2022-04-11 - 3:56:45 PM GMT



Document e-signed by Anthony Rease (anrease@forestheightsmd.gov)

Signature Date: 2022-04-11 - 3:57:01 PM GMT - Time Source: server



Agreement completed.

2022-04-11 - 3:57:01 PM GMT



Adobe Acrobat Sign

**THE TOWN OF FOREST HEIGHTS
RESOLUTION 29-22**

**A RESOLUTION TO APPROVE A PRE-ANNEXATION AGREEMENT BETWEEN
THE TOWN OF FOREST HEIGHTS AND HARBOR VIEW DEVELOPMENT, LLC
FOR A NEARBY TRACT OF LAND TO BE DEVELOPED ALONG WITH LAND
ALREADY LOCATED WITHIN THE TOWN'S CORPORATE LIMITS**

Introduced By: Mayor Calvin Washington

WHEREAS, Harbor View Development, LLC (the "Developer") having purchased the Butler and the Habib Foundation properties south of Cree Drive along with other properties, is in the process of developing the land in cooperation with the Town to obtain the necessary land use and other approvals from M-NCPPC, the State and the County; and

WHEREAS, the development area is approximately eleven (11) acres of land currently located inside the Town and nine (9) acres located outside of the Town including the Butler parcels and an SHA parcel near the Beltway and Bald Eagle Dr.; and

WHEREAS, the Mayor and Town Council approved Resolution 13-21 entitled "A Resolution to Approve and Support the Mixed-Use Development of the Property located within and abutting the corporate limits of the Town of Forest Heights known as 'National View'" supporting the mixed-use development known as National View (formerly Harbor View) on April 12, 2021, which included certain stipulations or conditions to be placed in this Agreement; and

WHEREAS, the rezoning application for National View (A-10055) proposed the rezoning of the subject properties from R-55 and R-R to M-X-T for the development of residential, retail, commercial, and medical uses, and the applicant is proposing 1,500-1,700 multi-family units (of which 600 may be dedicated to affordable senior and workforce housing), four assisted living buildings, 200,000 square feet of retail/commercial/office space (upscale dining options, and a hotel, all with spectacular water views), a 50,000 square-foot medical building, and a 3,000 square-foot police substation; and

WHEREAS, the County Council, sitting as the District Council, enacted Zoning Ordinance 6-2021 on October 27, 2021, and conditionally approved Developer's request in Zoning Map Amendment No. A-10055 to rezone the Development Site to the M-X-T (Mixed Use – Transportation Oriented) Zone; and

WHEREAS, pursuant to the authority contained in Md. Code Ann., Local Gov't Art., Title 4, Subtitle 4, specifically § 4-405, the Developer and the Town have agreed that certain terms, conditions and circumstances will apply to the annexation proceedings, the Development Site and to the Annexation Area; and

WHEREAS, pursuant to Section 24.12 of the Town Ordinance Code, full or partial tax abatements for property owners desiring to be annexed into the Town may be granted for such periods of time not to exceed 10 years as the Council finds is in the best interests of the Town and is fair to the property owner desiring annexation; and

**THE TOWN OF FOREST HEIGHTS
RESOLUTION 29-22**

WHEREAS, the Mayor and Council finds that Conceptual Site Plans (CSP's) establish the general arrangement of uses of lots, the circulation system, and those areas of the site to be conserved, and a Detailed Site Plan shows the proposed internal roads, pedestrian walks, parking areas, building relationships, landscaping, open space, recreation facilities, lighting, etc.; and

WHEREAS, the Mayor and Council further find that prior to the approval of a preliminary plan of subdivision within the Chesapeake Bay Critical Area, a Conservation Plan (CP) must be approved by the Planning Board; and

WHEREAS, the Mayor and Council further finds that the review period by M-NCPPC for CSP-21004 and CP 21006 ends on May 31, 2022, with a Technical Staff Report publishing date of May 12, 2022, a Planning Board hearing date of May 26, 2022, and a projected final decision resolution date of June 9, 2022, for the CP and the CSP; and

WHEREAS, the Mayor and Council further finds that the next and final phase of review before reaching the building and grading permit phase is the preliminary plan of subdivision and the detailed site plan review process; and

WHEREAS, according to the CSP, the Mayor and Council further finds that the National View development will have 7 buildings (A-G) of which Buildings D-G are all residential, and Buildings A-E will be 4-8 floors, and Buildings G and F (4-5 floors) will be assisted living and are located near Seneca Dr., and Buildings A - C located in the South of the site closer to the entrance near the Children's Farm, which will be mixed use including commercial and residential; and

WHEREAS, according to the CSP, the Mayor and Council further finds that the National View development will have a rotary or traffic circle located NW of Building G (the building furthest northwest on the site) and then the rest of the way will be a 18' bike path/emergency access with the last 100' +/- of the bikeway connecting to Seneca Dr; and

WHEREAS, according to the CSP, the Mayor and Council further finds that the existing and proposed treetops and vegetation along the border buffer on site will mask the buildings of National View from the adjoining lots on Cree Drive, and there will be no public (dedicated) streets in National View, and that all five (5) roadways will be privately owned and maintained, and that the shadows cast by the multi-story buildings in National View, according to the study found in the CSP records, do not substantially overshadow the existing residential buildings in the Town; and

WHEREAS, the Mayor and Council find that the developer shares the Town's vision regarding creating true sustainable communities and the development plans reflect responsible initiatives to implement green techniques, such as vegetative green roofs, community gardens, and use of pervious materials where appropriate, and they also understand the importance of health and wellness and are implementing and connecting walking trails and other amenities to advance the health of residents who will live, work and play there, and residents will be able to

**THE TOWN OF FOREST HEIGHTS
RESOLUTION 29-22**

walk safely from this development site along a connecting trail that leads across the Beltway to the National Harbor and beyond.

NOW, THEREFORE, BE IT RESOLVED, by the Town Council for The Town of Forest Heights, that the Town Council hereby authorizes the Mayor to enter into an Pre-Annexation Agreement Between The Town of Forest Heights and Harbor View Development, LLC, subject to the terms and conditions stated therein, attached hereto and incorporated by reference herein as Exhibit A, and to execute all necessary instruments or documents necessary to carry out and effectuate the intent of this Resolution.

AND BE IT FURTHER RESOLVED, by the Town Council, that the approval of and entry into said Annexation Agreement shall be contingent upon the performance of all of the material obligations of the parties thereto and the approval of an annexation resolution including the subject property enacted pursuant to State Law.

AND BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately upon passage.

PASSED this ____ day of May 2022.

APPROVED: By Resolution of the Town Council of The Town of Forest Heights, Maryland.

ROLL CALL VOTE

YEA/NAY/ABSTAIN/ABSENT

LILLY	_____
KENNEDY II	_____
NOBLE	_____
BARNES	_____
HINES	_____
WASHINGTON	_____
ATKINSON	_____

ATTEST:

THE TOWN OF FOREST HEIGHTS,
MARYLAND

Sherletta Hawkins, Town Clerk

By: _____
Calvin Washington, Mayor

**THE TOWN OF FOREST HEIGHTS
RESOLUTION 29-22**

By: _____
Taunya Hines, Council President

CERTIFICATION

I, hereby certify, as the duly appointed Town Clerk of the Town of Forest Heights, Maryland, that on the ____ day of May 2022 with ____ Aye votes and ____ Nay votes the aforesaid Resolution 29-22 passed.

Sherletta Hawkins, Town Clerk

Exhibit A - PRE-ANNEXATION AGREEMENT BETWEEN THE TOWN OF FOREST HEIGHTS AND HARBOR VIEW DEVELOPMENT, LLC, attached hereto.